

**MOJAVE DESERT AIR QUALITY MANAGEMENT DISTRICT
REGULAR GOVERNING BOARD MEETING
MONDAY, FEBRUARY 27, 2017 - 10:00 A.M.
BOARD CHAMBERS, MDAQMD OFFICES
VICTORVILLE, CA**

MINUTES

Board Members Present:

Jim Cox, Chair, City of Victorville
Carmen Hernandez, City of Barstow
Joseph "Joey" DeConinck, City of Blythe
Robert Leone, Town of Yucca Valley
Paul Russ, City of Hesperia
Barb Stanton, Town of Apple Valley
John Cole, City of Twentynine Palms
Ed Camargo, City of Adelanto
Barbara Riordan, Public Member

Board Members Absent:

Robert Lovingood, San Bernardino County
Marion Ashley, Riverside County
James Ramos, San Bernardino County
Jeff Williams, Vice Chair, City of Needles

CALL TO ORDER

Chair **JIM COX** called the meeting to order at 10:00 a.m. and asked Board Member **JOHN COLE** to lead the Pledge of Allegiance.

Chair **JIM COX** asked for roll call; roll was called.

Chair **JIM COX** called for PUBLIC COMMENT – No public comment made.

CLOSED SESSION

Upon Motion by Board Member **PAUL RUSS**, Seconded by Board Member **JOHN COLE** and carried by unanimous roll call vote, the Board adjourned to Closed Session at 10:03 a.m.

Agenda Item 1 - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION Name of Case: Michele Baird vs MDAQMD et. al CIVDS 1612446 San Bernardino County Superior Court (Government Code Section 54956.9).

Agenda Item 2 - CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6). Agency Designated Representatives: Brad Poiriez. Employee Organization: Teamsters Local 1932.

OPEN SESSION - Disclosure of any Reportable Action(s) taken in Closed Session(s); and the Vote and Abstention of Every Member Present in the Closed Session.

The Governing Board reconvened to open session at 10:59 a.m., and Special Counsel **Piero Dallarda** stated that the Board met in Closed Session on Items #1 and #2 with no reportable action on Item #1. Special Counsel Dallarda reported for Item #2 the Governing Board designated Executive Director Brad Poiriez and Roger Crawford of Best, Best & Krieger as the agency's lead negotiators carried unanimously by every Board Member present in Closed Session with nine **AYES** votes by Board Members **JOSEPH DECONINCK, PAUL RUSS, ED CAMARGO, CARMEN HERNANDEZ, BARB STANTON, BARBARA RIORDAN, JIM COX, JOHN COLE and ROBERT LEONE.**

CONSENT CALENDAR - The following consent items were acted upon by the Board at one time without discussion, upon motion by Board Member **BARB STANTON**, Seconded by Board Member **BARBARA RIORDAN**, and carried by unanimous roll call vote, with eight **AYES** votes by Board Members **JOSEPH DECONINCK, ED CAMARGO, CARMEN HERNANDEZ, BARB STANTON, BARBARA RIORDAN, JIM COX, JOHN COLE and ROBERT LEONE** as follows:

Agenda Item 3 – Approve Minutes from Regular Governing Board Meeting of January 23, 2017.
Approved the minutes from the Regular Governing Board meeting of January 23, 2017.

Agenda Item 4 – Approve the 2017 Mojave Desert Air Quality Management District (MDAQMD) Governing Board Meeting Schedule.

Approved the 2017 Mojave Desert Air Quality Management District (MDAQMD) Governing Board Meeting Schedule.

Agenda Item 5 – Ratify the Board Chair's appointment of members to serve on the Budget Committee and the Personnel Committee for calendar year 2017.

Ratified the Board Chair's appointment of members to serve on the Budget Committee and the Personnel Committee for calendar year 2017.

Agenda Item 6 – Adopt a budget schedule for FY 2017-18.

Adopted a budget schedule for FY 2017-18.

Agenda Item 7 – Adopt Governing Board Policy 17-01, The Mojave Desert Clean Air Fund.

Adopted Governing Board Policy 17-01, The Mojave Desert Clean Air Fund.

Agenda Item 8 – Adopt a Resolution to: 1) establish a commercial revolving bank account for funds designated for eligible clean air projects; 2) authorize the Executive Director to appoint signatures on the account; 3) authorize the initial transfer of funds; and 4) authorize the Executive Director, or designee, to negotiate and execute any necessary agreements to establish the fund and disbursement mechanisms, approved as to legal form.

Adopted a Resolution to: 1) establish a commercial revolving bank account for funds designated for eligible clean air projects; 2) **authorized** the Executive Director to appoint signatures on the account; 3) **authorized** the initial transfer of funds; and 4) **authorized** the Executive Director, or designee, to negotiate and execute any necessary agreements to establish the fund and disbursement mechanisms, approved as to legal form.

Agenda Item 9 – Amend the Districts Classification Plan to 1) Revise the classification specification for Records Management Specialist and assign a pay range; 2) Revise and update the classification specification for Office Assistant; 3) Revise the classification specification for Executive Assistant to Executive Office Manager and assign a pay range; and 4) Revise classification specification for Air Monitoring Supervisor.

Amended the Districts Classification Plan to 1) **Revised** the classification specification for Records Management Specialist and **assigned** a pay range; 2) **Revised** and **updated** the classification specification for Office Assistant; 3) **Revised** the classification specification for Executive Assistant to Executive Office Manager and **assigned** a pay range; and 4) **Revised** classification specification for Air Monitoring Supervisor.

Agenda Item 10 – Set date of March 27, 2017 to conduct a public hearing to consider the amendment of Rule 1104 Organic Solvent Degreasing Operations and approval of California Environmental Quality Act (CEQA) documentation.

Approved the **set date** of March 27, 2017 to conduct a public hearing to consider the amendment of Rule 1104 Organic Solvent Degreasing Operations and approval of California Environmental Quality Act (CEQA) documentation.

Agenda Item 11 – Adopt a Resolution to nominate Jean Bracy as a candidate for the election of the Special District Risk Management Authority Board of Directors.

Adopted a Resolution to nominate Jean Bracy as a candidate for the election of the Special District Risk Management Authority Board of Directors.

Agenda Item 12 – Receive and file: The Legislative Report for February 8, 2017.

Received and filed: The Legislative Report for February 8, 2017.

Agenda Item 13 – Receive and file the Financial Report for FY 17, the period November and December 2016 which provides financial information and budget performance concerning the fiscal status of the District.

Received and filed the Financial Report for FY 17, the period November and December 2016 which provides financial information and budget performance concerning the fiscal status of the District.

Agenda Item 14 – DEFERRED ITEMS:

None

Agenda Item 15 – PUBLIC COMMENT.

None

Agenda Item 16 – Conduct a public hearing to consider the adoption of the MDAQMD Federal 75 ppb Ozone Attainment Plan (Western Mojave Desert Nonattainment Area): a. Open public hearing; b. Receive staff report; c. Receive public testimony; d. Close public hearing; e. Make a determination that the California Environmental Quality Act (CEQA) Categorical Exemption applies; f. Waive reading of Resolution; g. Adopt Resolution making appropriate findings, certifying the Notice of Exemption, adopting the MDAQMD Federal 75 ppb Ozone Attainment Plan (Western Mojave Desert Nonattainment Area) and directing staff actions.

Chair **JIM COX** opened the public hearing. Chair **JIM COX** solicited public comment, being none; Chair **JIM COX** closed the public hearing. Upon Motion by Board Member **BARBARA RIORDAN**, Seconded by Board Member **ROBERT LEONE**, and carried with eight **AYES** votes by Board Members **JOSEPH DECONINCK, ED CAMARGO, CARMEN HERNANDEZ, BARB STANTON, BARBARA RIORDAN, JIM COX, JOHN COLE and ROBERT LEONE** the Board **adopted RESOLUTION 17-05, titled, “A RESOLUTION OF THE GOVERNING BOARD OF THE MOJAVE DESERT AIR QUALITY MANAGEMENT DISTRICT MAKING FINDINGS, CERTIFYING THE NOTICE OF EXEMPTION, ADOPTING THE MDAQMD 75 PPB OZONE ATTAINMENT PLAN (WESTERN MOVAJE DESERT NONATTAINMENT AREA) AND DIRECTING STAFF ACTIONS.”**

Agenda Item 17 – Reports:

Executive Director Brad Poiriez:

Mr. Poiriez updated the Board of past events:

- February 6th – met with Governing Board Member Jeff Williams in Needles, CA;
- February 7th – accompanied staff on an annual inspection at Mitsubishi Cement;
- February 9th – held second interviews with the top three candidates for the Compliance Supervisor & Permit Engineer Supervisor positions; selected and promoted Sheri Haggard as the Permit Engineering Supervisor and Sarah Strout as the Compliance Supervisor;
- February 15th – met with representatives from the American Lung Association for funding of Lung Force Walk event;
- February 16th – met with Fort Irwin’s Commander and Staff to review outstanding compliance issues and mission discussion;
- February 20th – 22nd – attended CAPCOA’s Medium Districts Meeting in Bakersfield, CA.

Mr. Poiriez informed the Board of upcoming events:

- March 7th & 8th – travel to Sacramento for AB197, AB1132 and AB496 discussions;

Mr. Poiriez briefly discussed the following with the Board:

- MDAQMD’s letter to US EPA commenting on implementation of 2015 Ozone Standard;
- MDAQMD’s letter of support to the California Public Utilities Commission for Southern California Gas customer incentive program;
- MDAQMD’s assessment of emissions at the Ivanpah Solar Plant in response to Governing Board Member Hernandez’s request;
- Addressed Governing Board Member Stanton’s concerns with the Board Chambers sound system;

- The District's Community Relations & Education department has done some recent articles on both the Air District and the Executive Director for the BRADCO Report and the Victor Valley Economic Development Authority that should be published soon.

Agenda Item 18 - Board Member Comments and Suggestions for Future Agenda Items.

- No Board Member comments were made.

Being no further business, Chair **JIM COX** adjourned the meeting at **11:15 a.m.** to the next Regular Meeting of **March 27, 2017**.

ACTION OF THE GOVERNING BOARD

APPROVED

Upon Motion by **BARB STANTON**, Seconded by **JOHN COLE**, as approved by the following roll call vote:

Ayes: **11** **DECONINCK, CAMARGO, HERNANDEZ, STANTON,
RIORDAN, COX, COLE, LEONE, ASHLEY, WILLIAMS,
SWANSON**

Noes:

Absent: **2** **LOVINGOOD, RAMOS**

Abstain:

Vacant:

DEANNA HERNANDEZ, EXECUTIVE OFFICE MANAGER

BY 

Dated: MARCH 27, 2017